



Patent and Trademark Office's Docket No. DEP5054

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James M. Rhodes, Oscar F. Salcido and Herbert E. Schwartz

Application No.: 10/606,533  
Filed: 06/26/2003  
For: SURGICAL INSTRUMENT

Group No.: 3736  
Examiner: Kristin Rogers

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME (37 C.F.R. § 1.136(a))

1. This is a petition for an extension of the time for a total period of one month to the Office Action dated February 14, 2006.
2. A response in connection with the matter for which this extension is requested is filed herewith.
3. Applicant is other than a small entity.

05/22/2006 HGUTEHA1 00000012 100750 10606533

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**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

(When using *Express Mail*, the *Express Mail* label number is **mandatory**;  
*Express Mail* certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**37 C.F.R. § 1.8(a)**  
with sufficient postage as first class mail.

**37 C.F.R. § 1.10\***  
G as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_ (mandatory)

**TRANSMISSION**

facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.

Date: May 16, 2006

\_\_\_\_\_  
Signature  
/Stephen J. Manich/  
Stephen J. Manich

\_\_\_\_\_  
(type or print name of person certifying)

\* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

4. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(5)):

Extension (months)	Fee for other than <u>small entity</u>
one month	\$120.00

**Fee: \$120.00**

5. If an additional extension of time is required, please consider this a petition therefor.

Extension fee due with this request	\$120.00
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6. Extended period for response

Based on the extension requested in this petition (and that for which a previous petition has been filed, if any), the extended period for response will expire on June 14, 2006.

7. Fee Payment

Authorization is hereby made to charge the amount of \$120.00 to Deposit Account No. 10-0750.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate copy of this paper is attached.

Date: May 16, 2006

Reg. No.: 30,657  
Tel. No.: 574-372-7796  
Customer No.: 0027777

/Stephen J. Manich/  
Signature of Practitioner  
STEPHEN J. MANICH  
JOHNSON & JOHNSON  
ONE JOHNSON & JOHNSON PLAZA  
NEW BRUNSWICK, NJ 08933  
USA